



1721 East Broadway • Tempe AZ 85282
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BOARD MEETING MINUTES

April 12, 2013

TIME: 9:00 a.m.

PLACE: 1721 East Broadway, Tempe Arizona, 85282

ALL AGENDA ITEMS INCLUDE THE OPPORTUNITY FOR BOARD CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION

Board Meetings may go into “Executive Session” for the purpose of obtaining legal advice from the Board’s attorney on any of the agenda items pursuant to A.R.S. § 38.431.03 (A)(3) *, to discuss personnel matters pursuant to A.R.S. §38-431.03(A)(1)**, to discuss confidential matters pursuant to A.R.S. §38-431.03(A)(2)*** or pending litigation pursuant to A.R.S. §38-431.03(A)(4)****.

The Board makes every attempt to hear all matters timely. However, due to the number of items scheduled on any particular agenda, the Board may find it necessary to hear some items out of order and/or later than the time originally scheduled.

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Gary Begley
Karla Clodfelter
Sandra Hecksel
Jessica Stall
Joe Verdugo
Larry Bulechek
Tammy L Acton

BOARD *, **, *AND ******

1. Approval of Board Minutes of March 15, 2013.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

2. Executive Session Minutes of March 15, 2013.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

3. Declaration of Conflict of Interest.

Larry Bulechek declared for 85299 and 86097 under Step D. 1.

4. Discussion, Consideration & Possible Action on Lauren Boice and Angels on Earth Home Beauty, LLC vs. Donna Aune, et. Al, Case No. 2011-021811.

- **Update on Case Status**
- **Litigation Strategies**
- **Proposed Settlement Agreement**

12:30 p.m. MOTION by Karla Clodfelter to enter into executive session for the purpose of discussing pending litigation and to receive legal advice. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

12:45 p.m. Meeting reconvened.

MOTION by Karla Clodfelter to approve the Settlement Agreement and have the Executive Director sign the settlement agreement on behalf of the Board as discussed in executive session. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

5. Discussion, Consideration and Possible Action on Cindy Vong and La Vie LLC, Plaintiffs vs. Donna Aune, Defendants, Maricopa County Superior Court Case No. CV2009—037208:

- **Update on Case Status**
- **Ruling from Superior Court dated March 15, 2013**

Assistant Attorney General, Bridget Harrington, reported that the Superior Court Judge issued his ruling which was in favor of the Board finding that the Board acted properly in prohibiting fish pedicures in the state of Arizona.

6. Discussion, Consideration & Possible Action on Proposed Legislation Relating to the Arizona State Board of Cosmetology.

- **H.B. #2096, A.R.S. § 32-501 (Adding “threading”)**
- **H.B. #2096, A.R.S. § 32-513 (One Class for IFP/Law Review)**
- **All Proposed Legislation Relevant to the Arizona State Board of Cosmetology**

Executive Director, Donna Aune, INFORMED THE Board that the Board’s Bill, H.B. 2096 has been signed and will go into effect 90 days after the legislature ends.

7. Report and Discussion on Letter dated March 22, 2013, from United Aesthetics Organization (UAO).

A letter was sent to the Arizona State Board of Cosmetology regarding the Superior Court decision on the Cindy Vong case referenced in #5 above. The organization praised the Board for their hard work and diligence in this case and the positive outcome.

8. Discussion, Consideration & Possible Action on Possibility of Monthly Report on Number of Delinquent Salon Licenses by Zip Code.

A hand out showing delinquent salon licenses for the months of February and March was given to the Board members.

Suggestions were made to possibly email reminders to salons regarding delinquent licenses as the emails were collected with renewals. The agency will look into the possibility of emails.

9. Discussion, Status Update and Report from Auditor General's Audit Team on Cosmetology Board Sunset Review.

9:05 a.m. MOTION by Karla Clodfelter to enter into Executive session for the purpose of discussing confidential matters. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

9:25a.m. Meeting reconvened.

10. Discussion, Consideration & Possible Action for the July 19, 2013 Board Meeting.

MOTION by Karla Clodfelter to move the Board meeting for July 19, 2013 to July 12, 2013. MOTION SECONDED by Tammy Acton. MOTION CARRIED. Joe Verdugo VOTED NAY.

11. Discussion, Consideration & Possible Action on U.S. Dept. of Education – State Authorization and Title IV Funding Issue

Executive Director, Donna Aune, reported that the agency has not yet heard a response.

12. Cosmetology Students on Field Trip:

- Questions and answers regarding Board authority and process

EXECUTIVE DIRECTOR'S REPORT *, **, *AND ******

A. Report, Review and Discussion of National Interstate Council (NIC) and Professional Credential Services (PCS) Training to be held at Embassy Suites Phoenix-Scottsdale.

- Friday, April 5, 2013, School Overview
- Saturday & Sunday, April 6th & 7th, 2013, Examiner Certification

The Executive Director, Donna Aune, reported that the training went well and staff members Theresa Bunch and Cheryl Chelius gave a presentation on hour sheets.

B. Report and Discussion on CCIC Beauty College, School License No. S73.

There was a fire at CCIC Beauty College which has 33 students. Beauty schools contacted the agency offering teach outs.

C. Summary of Current Events.

CONSENT AGENDA

The Consent Agenda items may be considered for approval as a single action unless a Board Member or any other interested party wishes to remove the item for discussion.

STEP 1: COMPLAINT REVIEW * AND *****A. Recommend Application Denials**

- 86254 Maria Rocio Colon #19600642 *(Deny renewal & accept w/\$1,000 negotiation for false SS#)*
- 86255 Alejandro Steffani Gomez #10225160 *(Deny renewal & accept w/\$1,000 negotiation for false SS#)*

MOTION by Joe Verdugo to deny and accept with negotiation. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below under Step 1. B and C. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

- 85662 Total Look by Sally & Co #C12014 *(Found no evidence of incompetence/malpractice)*
Sally A McCormick #17213664, Owner
- 85797 Hidden Hills Beauty #M20325 *(No jurisdiction for permanent makeup)*
Hieu Cong Phan #50022492, Member/Manager *(Found salon to be in compliance)*
- 85815 Stacey R Canning #18100401 *(Individual is in compliance)*
- 85848 Arizona Nails by Tony #M16847 *(Found no violations to support allegations)*
Arizona Nails by Tony Inc., Owner
Tri Minh Tran #50331566, President
- 85920 Phuong Uyen-Dang Mai #50400893, V-P
Mindy Hudson #10400458 *(No evidence to support allegations)*
- 85954 Cassandra Keel #11101976 *(No evidence to support allegations)*
- 86022 Karen' Supplys Nails, Unlicensed *(No jurisdiction, refer to proper authorities)*
Karen A Tamayo, Unlicensed
- 86079 Neat Nail Salon #M16371 *(Found no evidence of unlicensed activity)*
Ann Nguyen #50900388, Owner/Manager
- 86083 Hair by Elena, Unlicensed *(Found no evidence of unlicensed activity)*
- 86087 Shiny Nails #M16207 *(Found no evidence of unlicensed activity)*
Shiny Nails & Spa LLC., Owner
Young Truong #59800037, Member
My Duyen Truong #59800043, Member
- 86088 & Dragonfly Hair Designs #C20216 *(Found salon to be in compliance)*
Lakewood Hair Inc, Owner
Robin Clair, Owner
- 86089 Lisa Marie Cutrer #30500912, Licensee *(Performing permanent makeup only)*

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- 86151 Eustaquio Bernal #19000501 (*Bellissima Beauty Salon #C6504 closed on 1.29.2013*)
- 86152 Daniel's Hair Salon #C15033 (*Found no violations to support allegations*)
Daniel Rascon-Flores #19600669, Co-Owner/Manager
Adriana Salazar #19700610, Co-Owner/Manager
- 86153 Maribel's Beauty Salon #C16439 (*Found no violations to support allegations*)
Maribel Sandoval #10501593, Owner/Manager
- 86155 Saints and Scissors Salon #C18493 (*Refer to proper authorities*)
7 Salon LLC., Owner
Phillip Gross, Owner
Anthony Vigil #10902344, Licensee
- 86161 Karen' Supplys Nails, Unlicensed (*No jurisdiction, refer to proper authorities*)
Karen A Tamayo, Unlicensed
- 86162 Iveth, Unlicensed (*No jurisdiction, refer to proper authorities*)
Norma, Unlicensed (*No jurisdiction, refer to proper authorities*)
- 86164 Elizabeth's Eyelashes, Unlicensed (*No jurisdiction, refer to proper authorities*)
Regina, Unlicensed

C. Recommend Letter of Concern

- 86067 Henry's Barber Parlor & Nails #M16993 (*Delinquent license posted*)
Henry & Elsa Paredes, Co-Owners
- 86073/86074 Top Spa Nails #A17408 & #M16975 (*Delinquent personal license & one dry storage not labeled*)
Top Spa Nails LLC
Kim Thoa Thi Thai #30700065 & #50600356, Member/Manager
- 86075 Actual Beauty Salon #C18581 (*Delinquent establishment license & no sign posted for services not regulated by the Board*)
Leticia Morales #10601042, Owner/Manager
- 86086 Au Reve Salon & Spa #C20694 (*Personal license display & establishment license display*)
Tes Reves LLC, Owner
Lisa Rimbey, Member
Cathy Messer #17718019, Member
- 86094 New Generation Barbers #C21223 (*Delinquent establishment license*)
New Generation Barbers LLC
David Alaev, Member/Manager
- 86114/86115 Natural Touch Nails By Anhthy #A17755 & #M17222 (*Delinquent personal license*)
Dai Thang Forever Inc
Anhthy Hong Nguyen #31200663 & #50400244, President/Manager
- 86116 Tango Nails #M14418 (*Delinquent personal license*)
Tran
- 86117 Color U Famous Salon #C18431 (*Delinquent personal license*)
Roxanne L. Hopkins #19300108, Owner/Manager
- 86119 Runs with Scissors #C18371 (*Delinquent establishment license*)
Jessica Walker #10000422, Owner/Manager
- 86125 Sasseaz Hair Color Spa #C22126 (*Delinquent personal license*)
Things of Bling LLC
Janet Matos #19600702, Member/Manager
Joseph Guerrero, Member
- 86128 Creative Movement #C20864 (*Delinquent personal license*)
Shayla Fowler #11001506, Owner/Manager
- 86129 Studio Luxe #C18659 (*Delinquent establishment & personal license*)
Krista Ruppert #10226085, Owner/Manager

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- 86130 Salon Allegra #C20592 *(No TB HIV-1 HEP B)*
Haddis C. Gammage #19818668, Owner/Manager
- 86131 Salon Francesca #C19815 *(Delinquent establishment license)*
Frances Denatale #10200464, Owner/Manager
- 86132 Shades of Beauty #C18604 *(Delinquent establishment license)*
Amy E. Lubno #19601329, Owner/Manager
- 86139 Giovanni's Hair Stylists #C824 *(Delinquent personal license)*
Vanni Inc
John Azzolina #18601301, President/Manager
- 86157 Snip' N Snap 4 Kidz #C21629 *(Delinquent personal license)*
Snip' N Snap 4 Kidz LLC
Kimberly A. Walke #19700092, Member
Dardanelle Emery #10801171, Manager
- 86158 Haircutters in the Park #C21432 *(Delinquent establishment license)*
Haircutters in the Park of Surprise LLC
- 86160 Eco Chic Hair Boutique #C20458 *(Delinquent establishment license)*
Brenda M. Lyons #19700830, Owner/Manager
- 86169 A Lasting Touch Salon #M15244 *(Delinquent personal license & personal license display)*
A Lasting Touch Salon LLC
Yvette Dwornik #59000727, Member/Manager
Selina Parham #59300600, Member/Manager
- 86170 Planet Hair Care Park Place Mall #C15136 *(Delinquent personal license)*
Rosa Morales, Owner
- 86180 Luxe Salon #C21673 *(Delinquent establishment license)*
Michelle Dreyer #10600336, Owner/Manager
- 86181 Shear Styles Salon #C21783 *(Delinquent establishment license)*
Leslie Maya #19301227, Owner/Manager
- 86182 Nail Logic Institute of Nail Technology #S4 *(No contract for student and not proof of education for two students – proof was provided within 24-hours)*
Nail Logic LLC
Melinda Morgan #81100001, Member/Director/Instructor in Charge
- 86188 Caro's Beauty Salon #C17480 *(Delinquent personal license)*
Rigoberto Hernandez, Owner
- 86193 Sleeping Beauty Salon & Boutique #C22021 *(Delinquent personal license)*
Sleeping Beauty Permanent Cosmetics LLC
Sarah Pena #31100601, Member/Manager
- 86194 Hair in Motion #C15522 *(Delinquent establishment & personal license and licensee advertising differently)*
Hair in Motion Inc
Joe E. Chavez #16204443, President/Manager
- 86195 Sue's Ambiance #C20199 *(Delinquent personal license)*
Sue's Ambiance LLC
Susan E. Gaddy-Brower #17011610, Member/Manager
- 86212/86213 King World Nail #A16203 & #M16048 *(Delinquent establishment licenses)*
Ngoc Tuyet Thi Nguyen, Owner
- 86215/86216 True Touch Nails & Spa #A16804 & #M16536 *(Delinquent establishment license)*
Thao T. Luu #30900529 & #50600541, Owner/Manager
- 86217 Ulta Salon Cosmetics & Fragrance #C14817 *(Delinquent personal license)*
Ulta Salon Cosmetics & Fragrance Inc
Lyn Kirby, CEO/President
- 86218/86219 Happy Avalon Nail & Spa #A15488 & #M15473 *(Delinquent establishment licenses)*
Phuong "Ann" Le #50600535, Co-Owner/Manager

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- 86221 Phuc “Alexie” Le #50600062, Co-Owner/Manager
Hair Craze #C21085 *(Delinquent personal license)*
- 86223 Elizabeth Lewis #18801334, Owner/Manager
Tip Top Nails By Annie #C22679 *(Personal license display & advertising differently)*
Annie Rast #50401192, Owner
- 86225 Foot Fetish Nail Spa #C17212 *(Delinquent personal license)*
Clarise Ward #50329333, Owner/Manager
- 86226 A New U Day Spa #C20636 *(Licensee advertising differently & wet needs to be larger)*
Heather Smith, Owner
- 86227 Carsten Haircutters #C1669 *(Delinquent personal license)*
Wilms Carsten #16607610, Owner/Manager
- 86228 Ken’s Nails & Spa #M16386 *(Personal license display)*
Anh Hoang Nguyen #50200058, Owner/Manager
- 86230 Hairwaves Hair & Nail Salon #C17068 *(Delinquent establishment license)*
Michelle Ulrich #18225543, Owner/Manager
- 86235 El Y Ella Day Spa #A14515 *(Delinquent personal license)*
Yadira Rodriguez #19301487, Owner/Manager
- 86236/86237 Chandler Nails & Salon #A16318 & #M16127 *(Delinquent establishment licenses)*
Thuan Quang Le #50800343, Owner/Manager
- 86238 Rambha Day Spa & Salon #C21200 *(Personal license display & required sign for services not regulated by the Board – Threading)*
Ramnir Corp
Rambha Singh #30330572, Member/Manager
- 86239 Madison Avenue International Salon & Day Spa #C20298 *(Delinquent personal license)*
Madison Avenue International Salon & Day Spa LLC
Deborah A. Larusso #19400899, Member

D. Recommend Informal Interview or Negotiation Terms

MOTION by Joe Verdugo to accept staff recommendations and terms for all those as listed below except for no. 1. 85299 and no. 31. 86097. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

- 1. 85299 International Academy of Hair Design #S68
IABC Inc, Owner
Gerald Johnson #97800591, President
Matthew Salusky #90900059, Director
Becky Franchini #90900030, Instructor
Katrina Warf #91200017, Instructor
Sharon Renegar #99000028, Director

Larry Bulechek recused himself.

MOTION by Karla Clodfelter to offer a consent agreement to assess \$250 civil penalty and costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

- 2. 85955 & Jill M De La Torre #30330810
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
86244 Carlotta Clark #30400419
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
- 3. 86030 Supercuts #9676 #C2483
Supercuts Corp Shops Inc

Mark Kartarik, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 4. 86031 Shampoo Ink #C19918
Shampoo Ink LLC
Abel Escoto #10600966, Member/Manager

Offer a consent agreement to assess \$500 civil penalty and costs and to attend the law review/infection protection class given by the Board, see motion above.

- 5. 86032 Vanity on Mill Hair Gallery #C18966
Peg Wag Enterprises LLC
Peggy Wagner #30500783, Member/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 6. 86033 Lorenzo Salon & Spa #C19762
Lorenzo Salon & Spa LLC
Larry Solomon #17718245, Member/Manager

Offer a consent agreement to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board, see motion above.

- 7. 86034 Sharon-Elite Hair Design #C22416
Sharon Marra #18123611, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 8. 86035/86036 Northern Nails & Spa #A17008 & #M16473
Lynn Nguyen #30601137 & #59919219, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 9. 86037 Stetson Hair Studio #C5581
Sheryl Haun #17718670, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 10. 86038 Obsessed with Hair by April Applegate #C21962
April Riedy #18124853, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 11. 86042 Skin Care by Mia #A17237
Skin Care by Mia Inc
Mia Hoffmann #19801138, Member/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 12. 86044 Mane Tamers #C18460
Emma Soqui #16304224, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 13. 86045 & Two Drops of Beauty Medical Spa, Pseudo Unlicensed
86141 & Luanne Oliver #30330678, Licensee
86142 & Nikkitta Furnari #31200702, Licensee
86143 & Angie Ramos #31200636, Licensee
86144 Ashley Jawad #31300070, Licensee

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Offer a consent agreement to each licensee to assess \$50 civil penalty and costs each, see motion above.

14. 86048 #1 Elite Nails #C21892
#1 Elite Nails LLC, Owner
Nicholas Truong Nguyen #51100171, Member
Jessica Theu Nguyen #50400895, Member

Offer a consent agreement to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board, see motion above.

15. 86058 Hair Deco #C661
Patricia DiEugenio #16405340, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

16. 86059 Tam Nail Expo #M15349
Tammy Thanh Le #50331501, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

17. 86062 Smartstyle #437 #C22606
Minnesota Regis Corp
Brent Moen, Vice President/CFO
Shirley Broadstone #11101272, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

18. 86063 Solar Nails #M14644
Alex Nguyen #50401251, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

19. 86065 Paul Mitchell The School Phoenix #S96
PMAZ-Phoenix LLC
John K. Cole, Member
Yovanie Rosa-Gomez #91200042, Instructor in Charge

Issue a Letter of Concern, see motion above.

20. 86066 Passion for Beauty Spa #C21122
Lucila R. Acosta #19401340, Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

21. 86068 Elegance Beauty Salon #C20460
Elegance Beauty Salon LLC
Guadalupe M. Rosales #19400459, Member/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

22. 86069/86070 Lovely Nails by Tony #A14572 & #M 14569
Anthony Anh Bui, 59716219, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

23. 86071 Velvet Hair Studio #C14408
Renee Garza #1920035c, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

24. 86072 Gracy's Beauty Salon #C22116
Graciela Acosta #10225150, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

25. 86084 Eastern Arizona Academy of Cosmetology #S51
Eastern Arizona Academy of Cosmetology LLC
Deborah John #97800596, Member/Director/Instructor in Charge
Drew John, Member
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

26. 86090 Fountain Hills Shear Indulgence #C14847
Roseann Fontaine #18327847, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

27. 86091 Regal Nails Salon & Spa #M17163
Quynh Mai Thuy Nguyen #51200101, Owner
Offer a consent agreement to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board, see motion above.

28. 86092 Celia's Studio #C21647
Celia's Studio LLC
Celia C. Ramos #19200602, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

29. 86093 Golden Razor #C8029
Harry Landos, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

30. 86095 D'Image Beauty College #S92
Luz Jamie #90600042, Owner/Director/Instructor in Charge
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

31. 86097 Maricopa Skill Center-Cosmetology Program #S55
Maricopa County Community College District
Jennifer Jenkins #97600542, Director/Instructor in Charge

Larry Bulechek recused himself.

MOTION by Karla Clodfelter to offer a consent agreement to assess \$250 civil penalty and costs.

MOTION SECONDED by Tammy Acton. MOTION CARRIED.

32. 86099 Ilusion Real Institute Cosmetology School #S131
Ilusion Real Institute Cosmetology School LLC
Leticia Ortiz #91000009, Member/Director/Instructor in Charge
Offer a consent agreement to assess \$2,000 civil penalty and costs and voluntary revocation, see motion above.

33. 86118 Salon Serenity #C20964
Gwen McCullough #10500354, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

34. 86120 WaLa #C20359

Kathleen M. Bailey #1850031, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

35. 86121 Peak Nails Spa #M16842

Nick Nguyen #50501586, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

36. 86122/86123 Tony & Phuong Nails of World Salon #A16674 & #M16403
Tony & Phuong LLC

Tony Chambers #50501194, President/Manager

Offer a consent agreement to assess \$750 civil penalty and costs, see motion above.

37. 86124 Zucco's #C19620

Zucco's LLC

Mary Rice #18801163, President/Manager

Paul Zuccarello #10126167. Vice President/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

38. 86126 & Irma R. Bello #18601658, Licensee/Co-Owner

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

86127 Stephanie J. Maxwell #19301046, Licensee Co-Owner

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

39. 86133 Fountain View Village Salon @ Town Square #C14599

Fountain View LLC

Ed Schoening, Member

Norman Riffel, Member

Patricia Steward, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

40. 86134 Deluxe Nails & Spa #M14447

Trisha Le #50400377, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

41. 86135 Russo Salon and Spa #C19291

Russo Salon and Spa LLC

Patrick Russo #10901517, Member/Director

Stephanie McDonald, Manager

Offer a consent agreement to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board, see motion above.

42. 86136 Silver Scissors #C19446

Rachelle Najera, Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

43. 86137 U Nails & Spa #M15436

Trang Vuong #50300161, Co-Owner/Manager

Son N. Pham #50400751, Co-Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

44. 86138 Van Nail #M14889
Van Tran #50401364, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
45. 86140 Kay's Village Hairdressers #C3783
Kathleen K. Barringer #17414992, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
46. 86159 John R. Marko #18801382, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
47. 86163 Sarah Mann #10601539, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
48. 86165/86166 Estrella Nails & Spa by Thuy D Giang #A16522 & #M16292
Thuy Duong Giang #30900363 & #50900294, Owner/Manager
Offer a consent agreement to assess \$1,000 civil penalty and costs, see motion above.
49. 86167/86168 Fashion Nail & Spa #A17550 & #M17073
Yuan Zhen Wang #50601384, Owner
Issue a Letter of Concern, see motion above.
50. 86171 Just Stringz #A17729
Boeau Belle Ltd Inc
Sid Biranth, President
Poonam Shivkumar, Vice President
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
51. 86172 & Wayne Jackson #19301532, Licensee
86173 & Pablo R. Ojeda #19500412, Licensee
86174 & Dino Dominguez #10600777, Licensee
86175 & Haesuk Kim #10501875, Licensee
86176 Isabel A Zeiher #19400148, Licensee
Offer a consent agreement to each licensee to assess \$100 civil penalty and costs each, see motion above.
52. 86177 Magic Touch Hair Salon & Spa #C20737
Magic Touch Hair Salon & Spa LLC
Laura Klein #19900342, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
53. 86178 Britne Schildts #10500869, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
54. 85541 Sabrina C Burke #10225782
Offer a consent agreement to assess \$500 civil penalty and costs and to pay \$850.00 restitution, see motion above.
55. 85550 Linda Valenzuela #19812574

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 56. 86053 Andy’s Nails, Nail & Skin Care Studio #M16090
Derek T Nguyen #50501000, Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS * AND ***

All staff present and planning to give testimony for any case was sworn in by the Chairman.

A. Without Negotiation Options

- 1. 86002 & KT Nails & Spa #M16964 **10:00 a.m.**
86112 & Hoang Nham #50400873, Owner/Manager
86113 Henry Hoi V Nguyen #50124661, Licensee

Honag Nham and Henry Hoi V Nguyen appeared, were sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to offer a consent agreement to Hoang Nham #50400873 to assess \$250 civil penalty and costs, to pay \$17.00 restitution and to attend the law review/infection protection class given by the Board; and to offer a consent agreement to Henry Hoi V Nguyen #50124661 to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

B. With Negotiation Options

- 1. 85609 “Charlie” Tammy Griffin #10100822 **10:15 a.m.**
Continued from March Board Meeting
No show; to formal hearing.

- 2. 85761/85762 Nails and Spa Talk #'s M16476 & A16750 **10:15 a.m.**
Duy A Nguyen, Owner
Continued from March Board Meeting

Duy A Nguyen appeared, was sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to maintain the previously offered consent agreement for \$1,000. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED. Larry Bulechek, Joe Verdugo, and Gary Begley Voted Nay.

MOTION by Karla Clodfelter to give one year probation. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

- 3. 85767 Great Clips #C18175 **10:15 a.m.**
Hand’s Sear Magic Inc, Owner
Kenneth C Hand, President
Barbara B Hand, Secretary/Treasurer
Cynthia Annis #19401204, Manager

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Heather Maynard #10224296, Assistant Manager
Continued from March Board Meeting

MOTION by Karla Clodfelter to accept staff recommendations and rescind the previous motion and to instead dismiss the restitution of \$7.99 against salon. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

4. 85780 Juan P. Bernal #10701541 **10:15 a.m.**
Continued from February's Board Meeting
NEGOTIATED \$500/BOARD CLASS/6-MONTHS PROBATION

5. 85781 & Bellisima Beauty Salon #C6504 **10:15 a.m.**
85868 Eustaquio Bernal #19000501, Owner/Manager
Continued from February's Board Meeting
NEGOTIATED \$250/BOARD CLASS/6-MONTHS PROBATION

6. 85811 Texture, A Salon #C13464 **10:15 a.m.**
Jamie Sanchez #19201233, Co-Owner/Manager
Nianne Nolin-Bonnenfant #18600374, Co-Owner/Manager
Judith Miller #19300607, Co-Owner/Manager
Continued from March Board Meeting
NEGOTIATED \$250

7. 85833 Mario's Hair Co. #C10106 **10:15 a.m.**
Young Generation Co.
Angie Young #18327540, President
Lori Nickerson #18700562, Manager
Continued from March Board Meeting
NEGOTIATED \$250/6-Months Probation/1st payment submitted

8. 85984 Jonathan Clarke #11200574, Licensee **10:15 a.m.**
Continued from March Board Meeting
No show; to formal hearing.

9. 85878 #1 Elite Nails #C21892 **10:15 a.m.**
#1 Elite Nails LLC
Nicholas Truong Nguyen #51100171, Member
Jessica Theu Nguyen #50400895, Member/Manager
Continued from March Board Meeting

Nicholas Truong Nguyen appeared, was sworn in, and spoke to the issue.

MOTION by Larry Bulechek to issue a Letter of Concern for case 85878 and for 85983. MOTION SECONDED by Joe Verdugo. MOTION CARRIED. Karla Clodfelter and Sandra Hecksel VOTED NAY.

10. 85983 #1 Elite Nails #C21892 **10:15 a.m.**
#1 Elite Nails LLC
Nicholas Truong Nguyen #51100171, Member
Jessica Theu Nguyen #50400895, Member/Manager

See no. 9 above.

11. 85341/85342 Xlent Nails & Spa #'s M16864 & A17265 **10:15 a.m.**

Tuyet Hoa T Pham #50601151, Owner
 Duy Nguyen #50500379
 Thanh Binh T Nguyen #51000144
No show; to formal hearing.

12. 85476 Cost Cutters #1191 #C22307 **10:15 a.m.**
 Minnesota Regis Corp, Owner
 Brent Moen, V-P/C.E.O.
 Greg Bosn, V-P
 Samantha Richey #10900387, Manager
 Lori Ann Thomas #11002074, Licensee
No show; to formal hearing.

13. 85574 N & N Nails & Spa #M17060 **10:15 a.m.**
 Baoloc T Nguyen #50226232, Owner/Manager
Continued.

14. 85575 Regal Nails #M16513 **10:15 a.m.**
 Baoloc T Nguyen #50226232, Owner/Manager
Continued.

15. 85663 Evelyn S Aguilar #10800616 **10:15 a.m.**
NEGOTIATED \$500/6-Months Probation

16. 85753/85754 Life Vibes #'s A17256 & M16858 **10:15 a.m.**
 Linda Eckebrecht, Owner
CONTINUANCE GRANTED
 85755 Janice B Howlett #19300653
CONTINUANCE GRANTED

17. 85897 Jalair Miles #30600229 **10:15 a.m.**
NEGOTIATED

18. 85898 & U Nails & Spa #M15436 **10:15 a.m.**
 86105 & Trang T Voung #50300161, Co-Owner
 86106 Son N Pham #50400751, Co-Owner

Son N Pham appeared, was sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to maintain the previously offered consent agreement for \$1,500, to attend the law review/infection protection class given by the Board as terms of a 15 month probation. MOTION SECONDED by Tammy Acton. MOTION CARRIED. Larry Bulechek and Jessica Stall VOTED NAY.

19. 85901 Tony's Hair Salon #C21548 **10:15 a.m.**
 Dzuong Vong #50800649, Owner/Manager
CONTINUED

20. 85905 La Familia Beauty Salon #C21902 **10:15 a.m.**
 Heidy Veliz, Owner
NEGOTIATED \$500

21. 85907 Naughty Nails 2 #C22479 **10:15 a.m.**

Vince F. Giannotti II #58800204, Owner
No show; to formal hearing.

22. 85908 Julie’s Hairtailors #C13657 **10:15 a.m.**
 Julie’s Hairtailors LLC
 Julie Hooker #10401394, Member/Manager
 Scott Hooker, Member
NEGOTIATED \$250/PAID

23. 85911 Sport Clips AZ121 #C20011 **10:15 a.m.**
 EASC1 LLC
 Eric Ainley, Member
 Kristin Ainley Member
No show; to formal hearing.

24. 85913 Kendra McCaig #10223170 **10:15 a.m.**
CONTINUED

25. 85923 Smart Style #2184 #C22574 **10:15 a.m.**
 Minnesota Regis Corp
 Dan Hanrahan, President
 Brent Moen, Vice President
 Monica Navarro #10120281, Manager
No show; to formal hearing.

26. 85927 Gallery Knext Salon #C21234 **10:15 a.m.**
 Romi LLC
 Francisco J. Romero #19500949, Member/Manager
NEGOTIATED \$500

27. 85934 QN Fashion Nails & Spa #M16647 **10:15 a.m.**
 Quy Nguyen II LLC
 Van Q. Nguyen, Member
No show; to formal hearing.

28. 85939 & Rosalind D Brown#18225217, Owner **10:15 a.m.**
 86107 & Mildred Rushing #10701989, Licensee
 86108 & Yolanda Russell #18124353, Licensee
 86109 & Felicia Timmons #18901411, Licensee
 86110 & Steve M Campbell #18600377, Licensee
 86111 & Tanya L Ngalula #19201203, Licensee

MOTION by Karla Clodfelter to accept staff recommendations and rescind the previous motion for \$2,000 and restitution against Rosalind Brown and to instead lower the fine to \$1,000; and offer a consent agreement to Mildred Rushing #10701989 to assess \$300 civil penalty and costs for an inactive license. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

29. 85940 Elizabeth Trevino #39919612 **10:15 a.m.**
NEGOTIATED \$500

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30. 85942 Spice It Up Hair and Nails #C22376
Spice It Up Hair and Nails LLC
Laura Vasquez #11200539, Member/Manager
Lorena Ramirez #19918727, Member/Manager
NEGOTIATED \$250 **10:15 a.m.**

31. 85945 Thy Nails S-Incorporation #M10668
Thy Nails S-Incorporation
Ann Nguyen #19900080, President/Manager
NEGOTIATED \$250 **10:15 a.m.**

32. 85946 Leslie's Shear Elegance #C16639
Leslie Morales #18601238, Co-Owner/Manager
Fred Morales, Co-Owner **10:15 a.m.**

Leslie Morales appeared, was sworn in, and spoke to the issue.

MOTION by Karla Clodfelter Offer a consent agreement to assess \$250 civil penalty and costs as terms of a 6 month probation. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

33. 85950 Got Roots #C17945
Got Roots LLC
Alycia Blim #10701826, Member/Manager
NEGOTIATED \$250 **10:15 a.m.**

34. 85951 Shaggy's Hair Salon #C21283
Cindy Allen Burrell #17313975, Owner/Manager
CONTINUANCE GRANTED **10:15 a.m.**

35. 85958 Teri Lisciandra #19400647
CONTINUANCE GRANTED **10:15 a.m.**

36. 85961 Wild Hair Country #C17526
Jennifer Steward #17112680, Owner/Manager
NEGOTIATED \$250/PAID **10:15 a.m.**

37. 85962 Sherry & Co Hair Design #C19104
Sherry L. Longhi #19600579, Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**

38. 85971/85972 Tweety Perfect Nails & Spa #A15013 & #M14730
Hien Le #59800201, Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**

39. 85973 Parlour Salon and Spa #C19435
Parlour Salon and Spa LLC
Ashley Leiby #10327480, Member/Manager
LeAnne Scott #30500831, Member/Manager
NEGOTIATED \$500 **10:15 a.m.**

40. 85974 Tia's Nails #M16991
Tia's Nails LLC **10:15 a.m.**

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Andy Hoai Do #50400133, Member/Manager
Cynthia P. Do #50100400, Member/Manager

Andy Hoai Do appeared, was sworn in, and spoke to the issue.

MOTION by Joe Verdugo to maintain the previously offered consent agreement for \$250. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

41. 85975 Hair Masters II #C1392 **10:15 a.m.**
Vittorio Tignini #18327376, Owner/Manager
CONTINUANCE GRANTED

42. 85976 Amansala #C14823 **10:15 a.m.**
Benchmark Conference Resorts of AZ Inc
Burt Cabanas, Chairman & CEO
R. Dennis Blyshak, CFO & Treasurer
Anne Swan #19200656, Manager
NEGOTIATED \$250/PAID

43. 85982 Bloom Salon #C21051 **10:15 a.m.**
Bloom Salon LLC
Scott Young #10123844, Member/Manager
NEGOTIATED \$250

44. 85994 Lo Ann Nails Spa VIP #M17190 **10:15 a.m.**
Helen Lam #50500925, Owner/Manager
NEGOTIATED \$250/PAID

45. 85996/85997 Nail Lacquer #A16118 & #M15997 **10:15 a.m.**
Hung N. Nguyen, Owner

Hung N. Nguyen and his daughter Hong Mai appeared, were sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to offer a consent agreement to assess \$250 civil penalty and costs and to attend the law review/infection protection class given by the Board. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

46. 85998/85999 7 Dayspa & Nails #A15810 & #M15735 **10:15 a.m.**
ChiChi Nguyen #10332274, Owner/Manager
NEGOTIATED \$750/PAID

47. 86001 Super Styles Family Hair Salon #C22830 **10:15 a.m.**
Frontera LLC
Adriana Hiraes #10700421, Member/Manager
No show; to formal hearing.

48. 86003 Tammy Nails Spa #M16733 **10:15 a.m.**
Mai Thanh T Vo #'s50200075, Owner/Manager
"MiMi" Phuong T Nguyen #50501591, Licensee
NEGOTIATED \$500/RESTITUTION/PAID

49. 86004 Nuvu Beauty Salon #C6169 **10:15 a.m.**
Pamela Wolfe #18700753, Owner/Manager
NEGOTIATED \$250/PAID

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50. 86005 Xcentric Hair Salon #C22390 **10:15 a.m.**
Kensey Rademacher #10223934, Owner/Manager
NEGOTIATED \$250
51. 86010 Honeydew Nails #M17285 **10:15 a.m.**
Son Ngoc Le #59600174, Owner/Manager
Son Ngoc Lee and Tuyen Truong appeared, were sworn in, and spoke to the issue.
MOTION by Larry Bulechek to issue a Letter of Concern. MOTION SECONDED by Joe Verdugo.
MOTION CARRIED. Sandra Hecksel ABSTAINED.
52. 86012 Great Clips #1503 #C16253 **10:15 a.m.**
Bella Hair LLC
Tino & Diane Riggio, Members
Kathleen Fitzgerald #19200433, Manager
NEGOTIATED \$250
53. 86017/86023 Canyon Nails & Spa #A17052 & #M16707 **10:15 a.m.**
Tram Dieu T. Doan #30400023 & #59920464, Owner/Manager
Tram Dieu T. Doan appeared, was sworn in, and spoke to the issue.
MOTION by Joe Verdugo to issue a Letter of Concern. MOTION SECONDED by Sandra Hecksel.
MOTION CARRIED. Karla Clodfelter VOTED NAY.
Joe Verdugo requested that the staff perform another inspection within one month.
54. 86020 Mosaic Style Studio #C16743 **10:15 a.m.**
Theresa Kerzman #18800222, Owner/Manager
NEGOTIATED \$250
55. 86021 Salon @ Gold Canyon #C15739 **10:15 a.m.**
Kent G. Cutter #10500918, Owner/Manager
NEGOTIATED \$500/PAID
56. 86101 & Yolanda K Holt #11201560 **10:15 a.m.**
NEGOTIATED \$50
86102 & Tamara D Douglas #10700074
NEGOTIATED \$50
86103 & Charla Hosman #11200337
NEGOTIATED \$50
86104 Hanh Tuyet #51100684
NEGOTIATED \$50

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

82739, City Nails By Cindy #A14793 & #M13633 **9:45 a.m.**
82266 & Chuong V. Tran, Owner Manager #50000065
82267

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Joe Verdugo to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Joe Verdugo to adopt as Findings of Fact paragraphs III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Joe Verdugo to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$250, to attend the law review/infection protection class given by the Board and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

82972 & Jennifer Petsch #10222170 **9:45 a.m.**
85320

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Jessica Stall to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Jessica Stall to adopt as Findings of Fact paragraphs III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Jessica Stall to issue an Order of discipline to revoke the license and to impose civil penalties and costs for \$250 to and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

82072 Cortney Renee Maupins #11000695 **9:45 a.m.**
This case has settled.

83139 Grace Kay Whitman #18124106 **9:45 a.m.**

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Karla Clodfelter to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Karla Clodfelter to adopt as Findings of Fact paragraphs III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Karla Clodfelter to issue an Order of discipline to revoke the license and to impose civil penalties and costs for \$500 to and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

F. Discussion, Consideration and Possible Action on Proposed Consent Agreement Terms.

83454 Simplicity Laser #A17281
Simplicity Laser of Phoenix LLC, Owner
Erik Adams, President

MOTION by Joe Verdugo to accept staff recommendations and rescind the previous motion and to instead dismiss. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

83505 Ann Reed #39918922

MOTION by Karla Clodfelter to accept staff recommendations and rescind the previous motion for \$500 and to instead accept a consent agreement for \$250. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

For Board Information Only:

ADJOURN

MOTION by Joe Verdugo to adjourn the meeting. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

In accordance with Title II of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact the ADA Coordinator at (480) 784-4539.

- * **LEGAL ADVICE WHERE APPLICABLE – A.R.S. § 38-431-03 (A) (3)**
- ** **PERSONNEL MATTERS – A.R.S. § 38-431.03 (A) (1)**
- *** **CONFIDENTIAL MATTERS – A.R.S. § 38-431.03 (A) (2)**
- **** **PENDING LITIGATION – A.R.S. § 38-431.03 (A) (4)**